

# The Court Report

4<sup>th</sup> Police District December 2008

Building Safer Neighborhoods Through Community Partnership www.DCcommunityprosecution.gov

#### **Summary of Recent Court Cases**

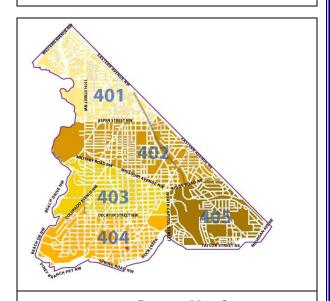
Robert F. Taylor, a 55-year-old District of Columbia man has been found guilty of First Degree Burglary while Armed, Armed Robbery of a Senior Citizen, Armed Robbery, Aggravated Assault while Armed and related weapons offenses, The charges stem from the early morning burglary of a home located in the 1200 block of Decatur Street, NW, Washington, D.C. and the subsequent assault of a senior citizen within the home.

**Darryl Roger Lyles**, a 37, a resident of Capitol Heights, Maryland, has pled guilty to stealing laptop computers and other information technology equipment from the Government Accountability Office.

Nicholas Proctor, a 28-year-old Southeast District of Columbia man, has been found guilty of possession with intent to distribute over 50 grams of crack cocaine.

**Robert G. Davis,** a former Federal Emergency Management Agency (FEMA) employee and clerk for various mortgage companies, has been sentenced to a term of 64 months in prison for stealing personal identification information of over 200 persons, fraudulently opening over \$150,000 in credit accounts with various retailers in the names of the victims, and ordering merchandise for himself on these accounts.

#### The 4th Police District



#### **Contact Numbers**

**Supervisory Community Outreach Specialist** 

Janean Bentley 202-514-2315

**4D** Community Prosecutor 202-730-0617 Jelahn Stewart

**Community Outreach Specialist** 

Dawn Hopkins 202-715-7514

**4D Police Station** 

6001 Georgia Ave, NW 202-715-7400

#### 4th District Community Prosecution Update

Closing out the year of 2008 at the Fourth District, preparing for 2009. This years crime stats for the fourth District Wide are as followed:

Homicides: 17 Burglaries: 417 Robberies: 525

We hope that 2009 will bring a even lower crime statics in the Fourth District. We hope everyone has a safe and Happy New Year.

#### THE COURT REPORT

A 55-year-old District of Columbia, Robert F. Taylor, has been found guilty of First Degree Burglary while Armed, Armed Robbery of a Senior Citizen, Armed Robbery, Aggravated Assault while Armed and related weapons offenses, U.S. Attorney Jeffrey A. Taylor announced today. The charges stem from the early morning burglary of a home located in the 1200 block of Decatur Street, NW, Washington, D.C. and the subsequent assault of a senior citizen within the home.

**FACTS:** Taylor, of the 1400 W Street, NW, Washington, D.C., was found guilty of the charges yesterday, December 15, 2008, by a Superior Court jury. The trial was presided over by the Honorable Robert I. Richter, who will sentence the defendant on February 10, 2009.

According to evidence presented at trial, on January 25, 2005, at approximately 6:00 a.m., the defendant, dressed in a full body suit and ski mask, applied duct tape to the rear door windowpane of the complainants' home located in PSA 403. He then broke the glass and entered the first floor area of the house. The defendant went up to the second-floor bedroom of 59-year-old female resident, brandishing a large, silver revolver resembling a cowboy pistol, and butcher knife. He threatened to kill her if she did not give him money. She gave the defendant \$35 before he went to the adjoining bedroom where the woman's 78-year-old sister was sleeping. There he demanded money and credit cards. When the sleeping victim did not respond quickly enough, the defendant struck her on the side of her head with the pistol causing her to suffer a fractured skull and various lacerations to her face. After taking approximately an additional \$30 and a Home Depot credit card, the defendant fled from the house.

Four days later, the defendant went to the home of a former girlfriend in the 1200 block of Randolph Street, NE, and demanded that she hide the distinctive looking pistol used in the burglary. When the former girlfriend refused to do so, the defendant hid the gun in the basement and left. The former girlfriend contacted the Metropolitan Police Department resulting in officers responding to her house to search for the weapon. The gun was recovered from beneath a sofa cushion in the basement of the home. The 59-year-old victim subsequently identified the recovered weapon as resembling the gun used in the burglary. Also, two latent fingerprints were recovered from the duct tape applied on the complainants' rear door windowpane. A comparison of the latent prints to the defendant's known prints produced a match. The defendant was arrested in February of 2005 on a Superior Court of the District of Columbia warrant.

#### **DISTRICT COURT CASES**

Darryl Roger Lyles, 37, a resident of Capitol Heights, Maryland, has pled guilty to stealing laptop computers and other information technology equipment from the Government Accountability Office.

**FACTS:** Lyles pleaded guilty earlier today in the U.S. District Court for the District of Columbia before the Honorable Reggie B. Walton to Count I of a multi-count Indictment, charging Theft of Government Property. In pleading guilty, Lyles admitted that between June

2006 and December 14, 2007, he stole at least 89 laptop computers and one projector from GAO with an approximate value of \$175,000. The government has agreed to dismiss the remaining counts of the Indictment after Lyles is sentenced.

Lyles is scheduled to be sentenced on February 24, 2009. He faces a maximum sentence of 10 years of imprisonment, an order of restitution and a fine of \$350,000. Under the advisory federal sentencing guidelines, he faces a likely sentencing range of 18-24 months of imprisonment.

According to the factual proffer provided to the Court by Assistant U.S. Attorney Susan B. Menzer, Lyles stole the government property while working for a GAO sub-contractor, RGB Technology, as an information technology analyst. Although he was employed by RGB, Lyles had access to GAO's facilities as if he was directly employed by GAO. Part of his job assignments included assisting with the issuance and retrieval of computers to and from GAO employees.

Assistant U.S. Attorney Menzer further explained that Lyles attempted to sell some of the stolen GAO equipment through Craigslist, a website where any person who has an e-mail account can post on-line classified advertisements offering goods or services for sale. In fact, on at least ten occasions, Lyles posted advertisements on Craigslist from a computer located inside GAO's Washington, D.C. headquarters. One of the individuals Lyles met through Craigslist became a regular customer. He purchased the stolen projector and at least 83 of the stolen computers from Lyles. This individual then re-sold most of the stolen GAO property on the on-line auction site E-bay.

A 28-year-old Southeast District of Columbia man, Nicholas Proctor, has been found guilty of possession with intent to distribute over 50 grams of crack cocaine.

**FACTS:** The guilty verdict was returned on Monday, December 1, 2008, by a jury in the U.S. District Court for the District of Columbia. The defendant, who will be sentenced by the Honorable Henry H. Kennedy, Jr. on March 13, 2009, faces a possible sentence of 20 years to life imprisonment.

According to the government's evidence introduced at trial, on February 29, 2008, at approximately 6:35 p.m., Metropolitan Police Department officers executed a court authorized search warrant at the defendant's resident, located in the 1800 block of Frederick Douglas Place, SE, Washington, D.C., where he lived with his mother and brother. The residence is located in the phase I portion of the new development called Henson Ridge. During the search, the officers recovered crack cocaine weighing approximately 268.3 grams hidden in a closet in the basement of the townhouse, where Proctor was living.

Robert G. Davis, a former Federal Emergency Management Agency (FEMA) employee and clerk for various mortgage companies, has been sentenced to a term of 64 months in prison for stealing personal identification information of over 200 persons, fraudulently

opening over \$150,000 in credit accounts with various retailers in the names of the victims, and ordering merchandise for himself on these accounts.

**FACTS:** Davis, 44, a resident of Southeast Washington D.C., received his sentence today in U.S. District Court before the Honorable Reggie B. Walton, after pleading guilty in April 2008 to one count of wire fraud and one count of aggravated identity theft. Judge Walton expressed visible dismay over the defendant's victimization of survivors of natural disasters who had applied to FEMA for aid, calling Davis's actions particularly "cold hearted" and "really lowdown." The Court also ordered Davis to pay over \$48,700 in restitution.

The conviction was the result of investigative efforts initiated by the D.C. Metro Area Fraud Task Force, a joint area law enforcement initiative that coordinates fraud investigations by federal authorities, including the U.S. Secret Service, and local law enforcement agencies, including MPD.

"The defendant's conduct in this matter was particularly galling given that he stole the identities of victims of natural disasters whom he was entrusted to assist," said U.S. Attorney Taylor. "His actions undermined the trust placed in our government, not to mention wreaking havoc on the credit rating of his victims."

According to the Statement of Offense to which Davis pled guilty, between December 2003 and November 2007, Davis stole the identities of over 200 people ("ID Theft Victims") while working as a clerk at various mortgage companies operating in the District of Columbia area and as a FEMA Human Services Specialist who worked with the victims of natural disasters. Davis stole the identities of the ID Theft Victims without the knowledge of his employers by copying their personal information from loan applications the ID Theft Victims had submitted to FEMA or the mortgage companies. Approximately 30 of the 200 ID Theft Victims had their identities stolen from FEMA, an agency of the Department of Homeland Security after they had submitted their personal information as part of their applications for disaster relief.

After obtaining the ID Theft Victims' personal information, Davis called various retailers impersonating the ID Theft Victims and fraudulently opened credit accounts in their names. Davis used the identities of at least 74 ID Theft Victims to open accounts with The Home Shopping Network, Ginny's Inc., Shop NBC, QVC, Inc. (collectively, "Retailers"), and he fraudulently obtained credit with these Retailers in excess of \$156,257. Impersonating the ID Theft Victims, Davis fraudulently ordered dozens of items that were delivered to his home, or other addresses near his home. The items ordered by Davis included gold and diamond jewelry, designer watches, digital cameras, DVDs, Dyson vacuum cleaners, gourmet food (including steaks, lobster, and seafood), lingerie, clothing, jackets, DVD players and other electronic items. After obtaining these items, Davis would either keep them for personal use or pawn them at pawnshops in and around the Washington, D.C. area. Between December 2003 and November 2007, Davis pawned dozens of items and obtained over \$24,084 in cash from the pawnshops in exchange for the items he fraudulently obtained from the Retailers.

A 35-count indictment was unsealed today in the District of Columbia charging five Blackwater security guards with voluntary manslaughter, attempt to commit manslaughter, and weapons violations for their alleged roles in the Sept.16, 2007, shooting Nisur Square in Baghdad, Iraq. The defendants are charged with killing 14 unarmed civilians and wounding 20 other individuals.

**FACTS:** In addition, a sixth Blackwater security guard pleaded guilty on Dec. 5, 2008, to charges of voluntary manslaughter and attempt to commit manslaughter for his role in the Sept. 16, 2007, shooting at Nisur Square. This guilty plea was also unsealed today.

The indictment against the five defendants and the guilty plea by a sixth defendant were announced today by Patrick Rowan, Assistant Attorney General for National Security; Jeffrey A. Taylor, United States Attorney for the District of Columbia; and Joseph Persichini, Jr., Assistant Director in Charge, FBI Washington Field Office.

The indictment, which was returned under seal on Dec. 4, 2008, charges **Paul A. Slough**, age 29, of Keller, Texas; **Nicholas A. Slatten**, age 24, of Sparta, Tennessee; **Evan S. Liberty**, age 26, of Rochester, New Hampshire; **Dustin L. Heard**, age 27, of Maryville, Tennessee; and **Donald W. Ball**, age 26, of West Valley City, Utah. Each of the defendants is charged with 14 counts of voluntary manslaughter, 20 counts of attempt to commit manslaughter, and one count of using and discharging a firearm during and in relation to a crime of violence.

The defendants, who surrendered to federal authorities this morning in Utah, are scheduled to appear today in federal court in Salt Lake City at 1:30 pm (Mountain Time). If convicted of the charges against them, the defendants face a potential maximum sentence of ten years imprisonment for each count of manslaughter, seven years of imprisonment for each count of attempt to commit manslaughter, and a mandatory minimum imprisonment of 30 years for the firearm count.

The indictment represents the first prosecution under the Military Extraterritorial Jurisdiction Act (MEJA) to be filed against non-Defense Department private contractors, which was not possible prior to the 2004 amendments to MEJA that specifically expanded the reach of MEJA to non-Defense Department contractors who provide services "in support of the mission of the Department of Defense overseas."

"The government alleges in the documents unsealed today that at least 34 unarmed Iraqi civilians, including women and children, were killed or injured without justification or provocation by these Blackwater security guards in the shooting at Nisur Square. Today's indictment and guilty plea demonstrate that those who engage in unprovoked and illegal attacks on civilians, whether during times of conflict or times of peace, will be held accountable," said Patrick Rowan, Assistant Attorney General for National Security.

"We honor the brave service of the many U.S. contractors who are employed to support the mission of our Armed Forces in extremely difficult circumstances. Today, we honor that service by holding accountable the very few individuals who abused that employment by committing some very serious crimes against dozens of innocent civilians," stated Jeff Taylor, U.S. Attorney for the District of Columbia.

"Today's indictments illustrate the FBI's expanded responsibilities and its dedication to respond to any crime scene; be it in the United States or on foreign soil. The FBI will continue to work with its law enforcement partners in this country and abroad to ensure that the nation's federal laws are enforced," said Joseph Persichini, Jr., Assistant Director in Charge, FBI Washington Field Office.

According to the indictment, the defendants were all employed by the Armed Forces outside the United States -- that is, the defendants were employed as independent contractors and employees of Blackwater Worldwide, a contractor of the Department of State, to provide personal security services related to supporting the mission of the Department of Defense in the Republic of Iraq, within the meaning of MEJA.

All events alleged in the indictment took place outside of the jurisdiction of any particular State or district and within the venue of the U.S. District Court for the District of Columbia, as provided by 18 U.S.C. § 3238.

Counts 1-14 of the indictment charge the defendants with committing voluntary manslaughter by killing the following individuals: 1) Amed Haithem Ahmed Al Rubia'y, 2)

Mark T. Rossini, a former Supervisory Special Agent of the Federal Bureau of Investigation ("FBI"), pled guilty today to five separate counts of criminally accessing a sensitive FBI database for personal purposes, U.S. Attorney Jeffrey A. Taylor and Department of Justice (DOJ) Inspector General Glenn A. Fine announced today. The conviction was the result of investigative efforts that were initiated by a referral from the U.S. Attorney's Office for the Central District of California to the Department of Justice Office of the Inspector General.

**FACTS:** Rossini, a resident of New York, N.Y., pled guilty to five counts of Criminal Computer Access in the U.S. District Court for the District of Columbia before the Honorable Magistrate Judge John M. Facciola, and faces a maximum sentence of up to five years of incarceration and a \$500,000 fine. According to the federal sentencing guidelines, Rossini would likely receive a sentence of between zero and 6 months. Rossini, an FBI Special Agent since 1991, has resigned from the FBI. Sentencing has been set for March 13, 2009.

According to the Statement of Offense to which Rossini pled guilty, between January 2007 and July 2007, Rossini made over 40 searches of the FBI's Automated Case Support System (ACS), which contains confidential, law-enforcement sensitive information that relates to historic and on-going criminal investigations initiated by, and supported by, the FBI. Each of these searches

exceeded the defendant's authorized use of the ACS system, and was not part of any of his assigned work. Many of Rossini's improper searches related to the criminal case of <u>United States v. Anthony Pellicano</u> (<u>Pellicano</u> case), an on-going criminal case that is being prosecuted in the U.S. District Court for the Central District of California (Los Angeles). That case is pending sentencing. Rossini was never assigned to work on the <u>Pellicano</u> case, and he had no official reason to search the ACS for these records. By making these searches, and reviewing the result of these searches, Rossini obtained official and confidential information that he was not authorized to obtain. The five charges that Rossini pled guilty to today represent separate and independent criminal acts of criminal computer access of the ACS system.

As set forth in the Statement of Offense, on January 26, 2007, Rossini improperly downloaded a copy of a confidential informant's FBI report the contained information relevant to the <u>Pellicano</u> matter. Rossini provided a copy of the report to X, a person with whom Rossini had a close personal relationship. X also had a previous relationship with Anthony Pellicano, and X provided a copy of the FBI report to an attorney for Anthony Pellicano in San Francisco, California. The FBI report was filed by Mr. Pellicano's attorneys in the <u>Pellicano</u> case to the court that the United States was improperly withholding exculpatory information from the defense in that case. Unbeknownst to Mr. Pellicano's attorneys, in November 2006, the judge in the <u>Pellicano</u> case had previously ruled, *ex parte*, that the 302 report was not exculpatory to Mr. Pellicano's defense.

Despite news coverage of Rossini's possible connection the Pellicano case in July 2007, Rossini consistently informed his supervisors that those news stories were completely false. On February 25, 2008, Rossini was interviewed by agents from the DOJ Office of the Inspector General, and he intentionally lied to these agents. Among his false statements, Rossini falsely denied that he obtained FBI information without authorization, or that he provided any FBI information to persons outside of the FBI, or to X.

A federal grand jury in the District of Colombia has indicted Carlos Marin Guarin, also known as "Pablo," also known as Gustavo Anibal Giraldo Quinchia, a high-ranking member of the terrorist group the National Liberation Army (in Spanish the "Ejercito De Liberacion Nacional," or "ELN" for short), in connection with two separate hostage takings of United States citizens which took place in Colombia in 1999 and 2003, U.S. Attorney Jeffrey A. Taylor and Patrick Rowan, Assistant Attorney General, National Security Division, U.S. Department of Justice, announced today.

**FACTS:** Carlos Marin Guarin, 40, is currently incarcerated in Colombia on other charges. The ELN has been designated a foreign terrorist organization by the Secretary of State of the United States since 1997.

The indictment in the first matter, which was returned on December 4, 2008, alleges that on May 13, 1999, armed members of the ELN kidnapped American citizen Matthew A. Burchell and held him hostage for fifteen months, until August 5, 2000. The ELN told Burchell, and those

negotiating for his release, that Burchell had been seized in the hope that a ransom would be paid to the group by a United States or British company.

During his fifteen months of confinement, Burchell was put through two mock executions, bound, taken on long journeys while blindfolded and given numerous death threats. Guarin, then the ELN's Eastern Front Commander, conspired with others to carry out the hostage taking of Burchell. In addition, Guarin acted as the primary negotiator for the ELN throughout the ransom negotiations. The indictment charges Guarin with conspiracy to commit hostage taking and hostage taking (aiding and abetting and causing an act to be done).

The indictment in the second matter, which was returned on December 5, 2008, alleges that on January 21, 2003, Scott A. Dalton, a United States and citizen, and Alison Ruth Morris, a British citizen by birth and a United States permanent resident, were working as professional journalists on assignment for The Los Angeles Times in the Arauca province of Colombia, when they were taken hostage and held captive under armed guard for twelve days by the Eastern War Front of the ELN, under the command of Guarin.

During that time, Guarin forced the journalists to interview him. Guarin also caused a letter bearing his nom de guerre "Pablo" to be sent on behalf of the General Command of the ELN to the Reuters international news agency, demanding that the government of Colombia form a commission and undertake certain actions as a condition for the release of the hostages. The hostages were eventually released unharmed. The indictment charges Guarin with conspiracy to commit hostage taking and hostage taking (aiding and abetting and causing an act to be done) and carrying a firearm during a crime of violence. This indictment supersedes a previous indictment that was returned in 2003 and unsealed today.

The charges contained in these indictments are allegations only and the defendant is presumed innocent until convicted at trial.

John Moore and Christine Rhodes, employees at the Library of Congress retail store, have pled guilty to stealing money, on numerous occasions, from the store in fraudulent sales transactions.

**FACTS:** Moore, 47, of Gaithersburg, Maryland, and Rhodes, 61, of 200 block of Douglas Street, NE, Washington, D.C., entered their misdemeanor pleas to one count at a hearing, respectively, today, and on November 6, 2008, in the U.S. District Court for the District of Columbia. Moore pled guilty before the Honorable Magistrate Judge John M. Facciola and Rhodes before Magistrate Judge Alan Kay. Moore and Rhodes each face up to 1 year in prison under the relevant statute when sentenced early next year, but under the Federal Sentencing Guidelines, they face a likely sentencing range of probation to 6 months in prison. Moore and Rhodes also agreed to pay restitution to the Library of Congress, respectively, of \$2,183.94 and \$2,000.

According to the factual proffer of evidence by the government at the hearing for Moore, which was agreed to by Moore, the Library of Congress, a part of the federal Legislative Branch whose budget is approved by Congress, served as the research arm of Congress and had the largest library in the world. Moore was a Library of Congress employee in the Library's Retail

Marketing Office's store ("the store"). His title was Sales Counter Attendant. The store sold retail items to members of the general public.

For the period May 1, 2008 to June 25, 2008, the computer database for Moore's cash register showed a total of 70 returned items which resulted in cash refunds. A review of live and recorded closed circuit television videos from a visible camera that was directed at Moore's register for this same time period showed no customer at the counter at or near the time of 56 of the alleged return/refund transactions.

On July 7, 2008, Moore gave a signed, sworn statement to an investigator in this matter. Moore admitted creating false returns and pocketing the cash refund. Moore stated that, on most occasions, he entered into the register the stock keeping unit number for merchandise from items near the counter to create a fraudulent return and refund. On other occasions, Moore entered into the register a stock keeping unit number he recalled from memory. Moore initialed a printout of return/refund transactions acknowledging them as fraudulent.

The government's proffer of evidence at Rhodes' hearing last month was similar, with the following difference: Over the past two years, Rhodes on a routine basis wrongfully took for her own personal use cash from the cash drawer of the register assigned to her at the store. That is, Rhodes took cash on numerous occasions, approximately \$30 to \$40 on each occasion, over the past two years. Usually, when the store was busy near the end of the business day, Rhodes would not enter into her register the amount of a customer's purchase, but instead would simply take for her own use the money from the purchase. Rhodes, although knowing that her actions were wrong, did so, in part, because she believed that others were similarly pocketing money from sales and there was a certain amount of discontent among employees because they had not received a bonus at the end of the year, although such bonuses had been common in other years.

Two individuals, including a former employee of the Library of Congress, have been charged in connection with a conspiracy to steal personal identity information of Library of Congress employees from the National Finance Center (NFC) database.

**FACTS:** Labiska Gibbs, 35, of the 800 block of Barnaby Street, SE, Washington, D.C., has been charged in a four-count federal indictment with conspiracy, wire fraud, aggravated identity theft, and first degree fraud. The indictment was returned under seal on December 3, 2008, and unsealed yesterday following Gibbs's arraignment on the charges in the U.S. District Court for the District of Columbia before U.S. Magistrate Judge John M. Facciola. Gibbs's next court appearance will be on December 16, 2008. If convicted of the charges, she faces a maximum possible sentence of 37 years of imprisonment. Under the federal sentencing guidelines, Gibbs would likely face a sentencing range of 81 to 95 months in prison.

A second individual, William Sinclair, Jr., 27, of the 4800 block C Street, SE, Washington, D.C., has also been charged in connection with his role in this identity theft scheme. In a one-count Information that was filed yesterday in the U.S. District for the District of Columbia, Sinclair is

charged with Conspiracy to Commit Wire Fraud. A court date has not yet been set for Sinclair. If convicted of the charge, Sinclair faces a maximum possible sentence of 20 years in prison. Under the federal sentencing guidelines, Sinclair would likely face a sentencing range of 37 to 46 months in prison.

According to the charging documents, Sinclair was an employee in the Human Resources Department at the Library of Congress ("Library") beginning in February 2006. Sinclair was one of a few employees at the Library who had been authorized to use the NFC database — a large government database maintained by the Department of Agriculture that contains personal information for employees of numerous government agencies, including the Library.

Sinclair allegedly used his access to the database in April and May 2008 to obtain personal identity information, such as the name, date of birth, and Social Security Numbers, of at least ten Library employees. Sinclair then is alleged to have given that information to Gibbs who allegedly used those employees' identities to open bogus credit accounts over the internet at online credit agencies and at area retailers like Target, Victoria's Secret, Radio Shack, Circuit City, The Gap, and The Home Depot.

The indictment also alleges that Gibbs obtained false photo identification documents in the names of six of those employees. It is further alleged that Gibbs made some of the applications over the internet from a computer located inside of her own residence. In total, the fraud has caused losses to retailers and credit agencies of more than \$38,000.

The indictment and information are merely formal charges that a defendant has committed a violation of criminal laws and every defendant is presumed innocent until, and unless, proven guilty.

A former D.C. Public School (DCPS) employee, Rashelle L. Henderson, 22, of District Heights, Maryland, and her friend and co-conspirator, Tashana E. Crews, 25, of Oxon Hill, Maryland, each were sentenced today in U.S. District Court to six months in jail, followed by thirty-six months of supervised release.

**FACTS:** In June 2008, the two defendants pled guilty to conspiracy to commit identity theft in U.S. District Court before the Honorable Emmet G. Sullivan. In addition to the six-month jail terms, Judge Sullivan also ordered that during the term of supervised release, each defendant must serve an additional six months in a residential re-entry center, pay restitution and perform 250 hours of community service.

According to the government's evidence presented at the prior guilty plea hearing, between April 2006 and March 2007, Henderson, who worked as a Program Support Specialist in DCPS's Office of Workforce and Professional Development, located at 215 G Street, NE, stole the personal identifiers of DCPS personnel or those applying to become DCPS personnel. Henderson sent the stolen information to her friend, Crews, through their email accounts.

Henderson and Crews used the personal identifiers of these individuals to open lines of credit via the Internet. In total, Henderson and/or Crews successfully opened 30 lines of credit through which they obtained \$40,000 in goods, services and U.S. currency through cash advances.

"The coordinated efforts of U.S. and German law enforcement authorities in this case set the standard for multi-national cooperation in the fight against corrupt business practices," said U.S.

Attorney for the District of Columbia Jeffrey A. Taylor. "To its credit, Siemens has taken extraordinary steps to reveal its long-standing, systemic criminal conduct and it has fundamentally restructured its operations to make them transparent and honest going forward."

"This pattern of bribery by Siemens was unprecedented in scale and geographic reach. The corruption involved more than \$1.4 billion in bribes to government officials in Asia, Africa, Europe, the Middle East and the Americas," said Linda Chatman Thomsen, Director of the SEC's Division of Enforcement. "Our success in bringing the company to justice is a testament to the close, coordinated working relationship among the SEC, the U.S. Department of Justice, and other U.S. and international law enforcement, particularly the Office of the Prosecutor General in Munich."

"Today's announcement of the guilty pleas entered by Siemens AG and several of its regional companies reflects the FBI's dedication to enforce the provisions of the Foreign Corrupt Practices Act," said Joseph Persichini Jr., Assistant Director in Charge of the FBI's Washington Field Office. "Simply stated, it is a federal crime for U.S. citizens and companies traded on U.S. markets to pay bribes in return for business. The FBI will continue to assist its law enforcement partners to ensure that the corporate and business communities are not tarnished with violations of the kind we are presenting here today."

"Complicated schemes involving high finance, bribery and corruption, particularly in the international arena, are often solved most efficiently through a multiple-agency approach to crime fighting," said Eileen Mayer, Chief of Internal Revenue Service (IRS) Criminal Investigation Division. "As the IRS expands its international presence and impact, we are proud to lend our financial investigative expertise to this formidable multi-agency approach that has culminated with today's guilty pleas."

The resolution of the U.S. criminal investigation of Siemens AG and its subsidiaries reflects, in large part, the actions of Siemens AG and its audit committee in disclosing potential FCPA violations to the Department after the Munich Public Prosecutor's Office initiated searches of multiple Siemens AG offices and homes of Siemens AG employees. Siemens AG and its subsidiaries disclosed these violations after initiating an internal FCPA investigation of unprecedented scope; shared the results of that investigation with the Department efficiently and continuously; cooperated extensively and authentically with the Department in its ongoing investigation; took appropriate disciplinary action against individual wrongdoers, including senior management with involvement in or knowledge of the violations; and took remedial

action, including the complete restructuring of Siemens AG and the implementation of a sophisticated compliance program and organization.

Under the terms of the plea agreement, Siemens AG agreed to retain an independent compliance monitor for a four-year period to oversee the continued implementation and maintenance of a

robust compliance program and to make reports to the company and the Department of Justice. Siemens AG also agreed to continue fully cooperating with the Department in ongoing investigations of corrupt payments by company employees and agents.

Today, Siemens AG also reached a settlement of a related civil complaint filed by the Securities and Exchange Commission (SEC), charging Siemens AG with violating the FCPA's antibribery, books and records, and internal controls provisions in connection with many of its international operations including those discussed in the criminal charges. Siemens AG agreed to pay \$350 million in disgorgement of profits relating to those violations.

Also today, Siemens AG agreed to a disposition resolving an ongoing investigation by the Munich Public Prosecutor's Office of Siemens AG's operating groups other than the Telecommunications group. The charges were based on corporate failure to supervise its officers and employees, and in connection with those charges Siemens AG agreed to pay €395 million or approximately \$569 million, including a €250,000 corporate fine and €394.75 million in disgorgement of profits. In October 2007, in connection with charges related to corrupt payments to foreign officials by Siemens AG's Telecommunications operating group, the Munich Public Prosecutor's Office announced a settlement with Siemens AG under which Siemens AG agreed to pay €201 million, or approximately \$287 million, including a €1 million fine and €200 million in disgorgement of profits.

In connection with the cases brought by the Department, the SEC and the Munich Public Prosecutor's Office, Siemens AG will pay a combined total of more than \$1.6 billion in fines, penalties and disgorgement of profits, including \$800 million to U.S. authorities, making the combined U.S. penalties the largest monetary sanction ever imposed in an FCPA case since the act was passed by Congress in 1977.

The Department and the SEC closely collaborated with the Munich Public Prosecutor's Office in bringing these cases. The high level of cooperation, including sharing information and evidence, was made possible by the use of mutual legal assistance provisions of the 1997 Organization for Economic Cooperation and Development Convention on Combating Bribery of Foreign Public Officials in International Business Transactions, which entered into force on Feb. 15, 1999.

The criminal case is being prosecuted by Deputy Chief Mark F. Mendelsohn and Trial Attorney Lori A. Weinstein of the Criminal Division's Fraud Section, and by Assistant U.S. Attorney John D. Griffith from the U.S. Attorney's Office for the District of Columbia. The criminal case was investigated by FBI agents who are part of the Washington Field Office's dedicated FCPA

squad. Investigative assistance also was provided by the Internal Revenue Service – Criminal Investigation.

The Department acknowledges and expresses its appreciation of the significant assistance provided by the staff of the SEC during the course of this investigation. The Department also acknowledges the exceptional help provided, in the form of mutual legal assistance, by the authorities of Germany, including in particular by the Munich Public Prosecutor's Office.

Mitchell Wade, the former owner of MZM, Inc., a major defense contractor based in the District of Columbia, was sentenced today by U.S. District Judge Ricardo M. Urbina to 30 months of imprisonment and a \$250,000 fine for bribing former Congressman "Duke" Cunningham, corrupting defense officials, and election fraud.

Wade, 45, of Baltimore, Maryland, previously entered a guilty plea on February 24, 2006, to multiple felony counts related to his wholesale corruption of the defense procurement process. The conduct included Wade's making about \$1.8 million in payoffs to then-Congressman Duke Cunningham, providing illegal benefits to Defense Department officials, and attempting to curry favor with two other members of Congress by making illegal campaign contributions. Specifically, Wade pled to a four-count information, including one count of conspiring both to bribe Congressman Randall "Duke" Cunningham and to tax evasion; one count of Use of Interstate Facilities to Promote Bribery; one count of conspiring to deprive the Defense Department of the honest services of its employees; and one count of election fraud.

The charges stem from Wade's ownership of MZM, Inc., which, from 2002-2005, received over \$150 million from the Defense Department as a government contractor. MZM's business depended on its receipt of federal defense appropriations. As MZM's owner, Wade's wealth was itself linked to federal appropriations and defense contracts.

Wade sought to enrich MZM and, thus, himself through three criminal means – paying \$1.8 million in bribes to Congressman Cunningham; conspiring with Defense Department officials; and making illegal campaign contributions to two Members of Congress who were in a position to assist MZM.

The largest of these schemes was Wade's bribery of Congressman Cunningham. As a member of the Defense Appropriations Subcommittee, Congressman Cunningham had the power to direct vast sums of money to projects and to contractors of his choosing. In or about 2001, Cunningham sought bribes from Wade. The deal was as simple as it was far reaching – Cunningham would use his office to ensure that MZM obtained profitable contracts in exchange for large bribe payments. The Wade-Cunningham relationship was extremely lucrative for both men, and it continued and escalated until the middle of 2005.

The dozens of bribe payments ranged from cash to real estate to a used Rolls Royce to more exotic items, like expensive rugs and antiques. They included:

- •Wade's purchase of Cunningham's home at an inflated price;
- •Wade's purchase of a yacht for Cunningham's use;
- •Wade's purchase of an antique Louis Phillipe period commode, circa 1850;
- •Wade's payment for repair work on the Rolls Royce that Wade purchased for

#### Cunningham;

•Wade's payment of more than \$500,000 to Cunningham via checks payable to Cunningham's corporation, Top Gun Enterprises; and

•Wade's payment of Cunningham's bills at resorts, hotels, and exclusive restaurants.

In return, Congressman Cunningham fulfilled his end of the bargain. He made recommendations and took other official action that caused the U.S. Congress to appropriate money to benefit MZM and Wade. Congressman Cunningham also used his power to pressure and influence Defense Department officials to award contracts in a manner that would enrich MZM and Wade.

Aside from Congressman Cunningham, Wade also sought the assistance of two other Members of Congress in obtaining taxpayer's money for MZM. He did so by providing their campaigns with almost \$80,000 of illegal campaign contributions. Wade thought that the first of these Representatives had the ability to request appropriations for a facility that MZM wanted to open in the Representative's district. Wade believed that the second Representative also would be an advocate for MZM and its facilities. Indeed, a year after giving the second Representative \$32,000 in illegal contributions, Wade dined with the Representative and discussed the possibility of MZM's hosting a fundraiser for the Representative and the possibility of obtaining funding and approval for a Navy counterintelligence program in the Representative's district. In total, Wade unlawfully reimbursed \$78,000 of campaign contributions, involving 19 straw donors. These donors were MZM employees and their spouses, who were embroiled in Wade's scheme.

Wade's criminal activities extended to his corrupt conspiracy to influence the Defense Department procurement process. For MZM, Wade hired many Defense Department employees with jurisdiction over MZM's projects. He also hired some of these employees' adult children. For example, in 2002, MZM entered into a Blanket Purchase Agreement (BPA), that made it eligible to receive up to \$225 million by performing work for Defense Department customers. Under this BPA, MZM received a task order to perform work on the Facilities Infrastructure and Engineering System (FIRES) Program. MZM's continued receipt of task orders under the BPA depended on its performance. A poor evaluation could cost MZM millions of dollars. Wade provided benefits to a government official who was responsible for evaluating MZM's performance and for requesting a statement of work that enabled MZM to act as a prime contractor on the FIRES project.

Wade provided extraordinary cooperation with the government's investigation. From the outset, Wade's cooperation took many forms, and went well beyond the normal debriefings and testimony that many other white-collar defendants give. Wade provided highly probative documents, debriefings, and testimony. His cooperation significantly aided the government in its successful prosecutions of Congressman Cunningham, Brent Wilkes, and MZM employees

Richard Berglund and Robert Fromm. He has assisted the government in other investigations, as well.

In imposing sentence, Judge Urbina stated that Wade received a reduced sentence in large part because of his cooperation. In recognition of Wade's cooperation, the government had filed a motion asking Judge Urbina to reduce Wade's sentence.

"Public corruption undermines the faith that citizens have in their government. That is true in every case, but especially this one, involving as it did large amounts of money and the corruption of many different parts of our military procurement process, from Congress's role in appropriating money to the Defense Department's role in overseeing contracts," said U.S. Attorney Taylor. "At the same time, when a defendant steps forward and cooperates extensively with authorities, he or she should receive a reduced sentence."

"The American public expects elected officials and individuals who conduct business with the Department of Defense to operate in an aboveboard manner," said DCIS Director Woods. "Corruption of the variety uncovered throughout the course of this investigation undermines principles of free and open competition our nation was founded upon, and contributes towards erosion of the public trust. The Defense Criminal Investigative Service remains steadfastly committed to working with the Department of Justice to aggressively investigate and prosecute fraudulent activity impacting the Department of Defense."

"The sentence imposed on Mitchell Wade today marks the end of an extremely lengthy and difficult investigation by agents of the FBI," said FBI Assistant Director in Charge Persichini. "The investigation of public corruption remains a criminal priority of the FBI. We remain dedicated to ensure that public officials do not betray the citizens they serve by engaging in illegal activities."

#### A 22-year-old resident of the District of Columbia, Leon Waddy, has been sentenced to 16 months of incarceration for the theft and possession of stolen firearms.

*FACTS:* The Honorable Ellen Segal Huvelle, U.S. District Judge for the District of Columbia, imposed the sentence earlier today on Waddy, who had entered guilty pleas to the two offenses on September 10, 2008. The sentence also requires that Waddy and an accomplice pay restitution, in the amount of \$22,616.23, to the store from which the two men stole the firearms. Waddy had been enrolled as a student at Winston Salem University in Winston Salem, North Carolina, prior to his arrest.

According to the Statement of Offense, on June 13, 2008, at about 12:26 a.m., Waddy and his accomplice, Michael Henderson, broke into the Green Top Sporting Goods store in Glen Allen, VA. Once inside, they stole 34 semi-automatic handguns. The theft was captured on a security video camera, and Waddy could be seen carrying a black bag and wearing a black hooded sweatshirt and camouflage pants. After the theft, the men traveled to Waddy's apartment in Southeast Washington, D.C., where they divided the weapons between themselves. Waddy kept approximately 17 guns.

Members of the Bureau of Alcohol, Tobacco, Firearms and Explosives ("ATF") investigated the burglary from Green Top Sporting Goods and arrested Michael Henderson after he sold a number of the stolen guns in Maryland. Leon Waddy was later identified as Henderson's accomplice in the burglary.

On June 21, 2008, MPD officers and ATF agents executed a D.C. Superior Court search warrant at Waddy's apartment in Washington, D.C. In Waddy's bedroom, the officers recovered a S&W .45 caliber handgun with a tag and magazine, a Sig Sauer P232 handgun with a magazine, a black duffle bag containing a gun tag for a Walther PPK .380 caliber handgun, a pair of green camouflage pants, a black hooded sweatshirt, and Waddy's college identification card. The two handguns in Waddy's bedroom had been stolen from Green Top Sporting Goods, on June 13, 2008.

Waddy was arrested when he returned home. He later confessed that he and Henderson stole the firearms, and that he sold all but two of his handguns in the District of Columbia to three separate individuals whom he thought to be drug dealers, for a profit of approximately \$2,400. Waddy also admitted that he was keeping for his own use the two handguns found in his bedroom.

Henderson recently appeared in the U.S. District Court in Greenbelt, MD, and received a sentence of 18 months incarceration. In addition, both men face charges in the state of Virginia arising out of the same criminal conduct.

Robert Frank Miller, also known as Robert Franklin Miller, 55, of Washington, D.C., was sentenced on December 10, 2008, by U.S. District Judge Richard J. Leon to 17 years in prison stemming from his November 2007 convictions following trial in November 2007 on two counts of wire fraud and nine counts of inducing victims to travel across state lines in execution of a scheme to defraud real estate investors of over \$400,000 from July 2003 through April 2004, announced U.S. Attorney Jeffrey A. Taylor. Miller was also ordered to pay restitution of \$495,955.49.

**FACTS:** In handing down the sentence, Judge Leon ordered that Miller's federal sentence run consecutively to a 2005 Maryland state sentence of 12 years of imprisonment imposed on Miller for four counts of theft. Miller will begin serving the federal sentence upon release from his Maryland state sentence. As a result, Miller could serve up to 29 years collectively on the Maryland and Federal sentences.

The government's evidence at trial established that Miller operated and controlled American Funding and Investment Corporation (AFIC), purporting to offer high-profit real estate investment opportunities to investors and also mortgage financing to individuals with poor credit ratings. The government established at trial that Miller falsely represented to investors that he and AFIC: 1) had purchased or were in the process of purchasing groups of properties in Baltimore and Atlanta; 2) would produce guaranteed profits for investors of from 15 to 100 percent payable every 90 days; 3) owned a mortgage company and bank and could obtain mortgages for people regardless of their credit ratings; and 4) ran the largest foreclosure

company in the District of Columbia, Virginia and Maryland. The government also established at trial that Miller did not place investors' funds as he had represented, but rather used them for his own benefit, to make rent and advertising payments, to pay employees and to make lulling payments to investors to create the illusion that the investment programs were actually producing profits.

Christopher Huxoll, an 18-year member of the Washington, D.C., Metropolitan Police Department, pleaded guilty today to one count of aggravated assault for striking an unarmed man in the face with his riot baton during a march in 2005. Huxoll faces a maximum sentence of 10 years in prison when he is sentenced by Judge Russell F. Canan on March 6, 2009.

**FACTS:** The incident took place on Jan. 20, 2005, in the Adams Morgan neighborhood of Washington, D.C., during an unauthorized march related to the 2005 Presidential Inauguration. Huxoll was on duty and responded to the Adams Morgan area when some of the marchers began engaging in incidents of vandalism. In his plea hearing, Huxoll acknowledged that he threw the victim to the ground because he believed, erroneously, that the victim had thrown bottles at him and other officers. Huxoll also admitted that, although the victim did not resist and was not aggressive, he grabbed the back of the victim's head while he was still on the ground, lifted it up and struck the victim across the face with his riot baton. The victim suffered a broken nose, lacerations and abrasions as a result of this assault.

"Most law enforcement officers serve our Nation bravely, but in instances where they not only fail to uphold the law, but willfully break it, the Justice Department will not hesitate to vigorously prosecute," said Grace Chung Becker, Acting Assistant Attorney General for the Civil Rights Division.

"This prosecution serves as an important reminder that although law enforcement officers have a tremendously difficult job, they are expected to perform their duties with the high level of professionalism that is the hallmark of the overwhelming number of law enforcement officers in this country," said Jeffrey Taylor, U.S. Attorney for the District of the District of Columbia. "As the resolution of this case demonstrates, where there is sufficient evidence that excessive force was used by a law enforcement officer, this office will not hesitate to prosecute."

"All law enforcement officers have a duty to protect," said Cathy L. Lanier, Metropolitan Police Department Chief. "Mr. Huxoll's actions are reprehensible and completely contradictory to what my department stands for. His behavior does nothing but taint the phenomenal work done every day by officers who serve our city with distinction."

The Justice Department is committed to the vigorous enforcement of every federal civil rights statute, including those laws that prohibit the willful use of excessive force or other acts of misconduct by law enforcement officials. In Fiscal Year 2008, the Civil Rights Division's Criminal Section filed the largest ever number of federal criminal civil rights cases in a single year in the Section's history and the second-highest ever number of official misconduct prosecutions.

The case was investigated by Detective Michael Shuck of the Metropolitan Police Department's Force Investigation Team. This case is being prosecuted by Assistant U.S. Attorney John Cummings of the District of Columbia and Trial Attorney Edward Chung of the Justice Department's Civil Rights Division.

Felipe E. Sixto, a former Associate Director at the White House Office of Intergovernmental Affairs, has pled guilty to stealing \$579,274.47 in U.S. Agency for International Development (USAID) funds from the Center for a Free Cuba (CFC) while employed as the CFC's Chief of Staff and later while at the White House.

**FACTS:** Sixto, 29, entered his guilty plea to one count of theft from a program receiving federal funds earlier today in U.S. District Court before the Honorable Reggie B. Walton. Sixto is scheduled to be sentenced on March 16, 2009, and faces a statutory maximum sentence of ten years of imprisonment. Under the federal guidelines, Sixto faces a sentencing range of 30 to 37 months in prison.

According to the factual profer agreed to by Sixto, between February 2003 and July 2007, Sixto was CFC's Chief of Staff. CFC is a non-profit institution based in Washington, D.C., dedicated to the promotion of democracy in Cuba. USAID is a United States government agency that provides economic and humanitarian assistance around the world. CFC receives funds from USAID for, among other things, providing transistor radios and flashlights to Cuban citizens. CFC subcontracts with vendors to purchase this equipment. These entities routinely submit invoices to CFC for their expenses and receive reimbursement from CFC in the form of a check, mailed to them. As CFC's Chief of Staff, Sixto performed many of CFC's daily administrative activities, including overseeing procurement processes.

In the latter part of 2004 or early 2005, the Executive Director of CFC requested that Sixto research pricing of radios from various vendors. Sixto, rather than recommending the lowest bid to CFC, devised a scheme in which, concealing his identity, he purchased radios and resold them to CFC at a profit to himself. As part of his scheme, which lasted from April 2005 through September 2007 and netted Sixto \$579,274.47, Sixto opened bank accounts, incorporated a company, used fictitious mailing addresses, rented storage space, and used an alias to communicate with CFC.

As set forth in the statement of offense, Sixto purchased radios and flashlights from the lowest priced vendor and delivered the merchandise along with an inflated invoice to CFC issued from a fictitious corporation he created. After CFC's accountant and executive director signed off on the invoice and placed the check for the merchandise in the outgoing mail, Sixto intercepted the mail and deposited the check into a bank account he opened for his corporation. For a period of time, Sixto also rented space at a storage facility in Frederick, Maryland, where he took delivery of radios and flashlights from vendors that he planned to sell to CFC. In July 2007, Sixto left CFC to become an Associate Director at the White House Office of Intergovernmental Affairs. He, however, continued to engage in his scheme by changing the mailing address of his corporation to a post office box that automatically re-routed checks mailed by CFC to his home in Frederick, Maryland. In March 2008, after CFC discovered the fraud, Sixto voluntarily resigned from his position at the White House and agreed to repay CFC all his ill gotten gains including interest. Sixto has returned \$644,884.60 to CFC which has returned the money to USAID.

A 40-year-old Hughesville, Maryland man, Victor R. Papagno, was sentenced today to 18 months in prison and ordered to pay more than \$159,000 in restitution after pleading guilty in October 2008 to Theft of Government Property in connection with his stealing nearly 19,000 pieces of computer and office equipment from the U.S. Department of Navy ("Navy") while he worked at the Naval Research Laboratory, U.S. Attorney Jeffrey A. Taylor, Sandy MacIsaac, Special Agent in Charge, Naval Criminal Investigative Service (NCIS), Washington Field Office, and Ernest Wilson, Field Office Director for the Nuclear Regulatory Commission's Office of Investigation's (NRC-OI) Philadelphia office, announced today.

**FACTS:** Papagno also was sentenced to three years of supervised release, ordered to pay a special assessment of \$100 and ordered to forfeit all the items he stole, by the Honorable Paul L. Friedman, U.S. District Judge for the District of Columbia. Under the terms of the plea agreement, the Government and the defendant had agreed that an appropriate sentence for Papagno would be 12 to 18 months in prison.

Judge Friedman explained that he sentenced Papagno at the top of the guidelines range allowed under the plea agreement because of the extensive nature and duration of the crime.

"This went on for a 10-period. This was a very serious crime," Judge Friedman said while sentencing the defendant. "This kind of conduct can't be tolerated and it won't be tolerated."

Noting that Papagno had told NCIS agents, "I guess I just love to steal," when he was first interviewed about the thefts, Judge Friedman said this showed that despite the defendant's claim that he committed the crime because he had an obsessive-compulsive disorder, "[he] did know it was wrong."

In addition to ordering that Papagno return all the items that were stolen, Judge Friedman also ordered the defendant to reimburse the Navy for the 1,980 hours of time expended by more than 11 Navy employees and contractors just to retrieve, organize, count and evaluate all the items that Papagno stole. The tab for the NRL personnel came to \$159,183.15, which Judge Friedman said under provisions of the federal Mandatory Victims Rights Act, Papagno would have to pay off over his lifetime.

In addition to concerns about the crime itself, Judge Friedman said the longer sentence was also based on evidence that Papagno had stolen computer equipment from area conventions and trade shows for years, had been involved in a scheme to defraud area retailers by duplicating electronic coupons he purchased on eBay, and had lied on a job application this summer when he applied for a job as computer analyst at Constellation Energy's Calvert Cliffs Nuclear Power Plant in Lusby, Maryland. Papagno was ultimately fired a few months later by Constellation Energy after an investigation by special agents from the Nuclear Regulatory Commission's Office of Investigations determined that Papagno had failed to disclose both a 2001 arrest and the NCIS investigation, when he applied for the job. Judge Friedman said he found it disturbing that Papagno had lied on his job application after being notified by the government that he was the target of the NCIS theft investigation.

According to the Statement of the Offense filed by the U.S. Attorney's Office with the Court, Victor R. Papagno was employed for 18 years by the Navy. Starting in 1989, Papagno began working as a computer specialist and eventually was promoted to a computer systems administrator at the Naval Research Laboratory, which is located at 4555 Overlook Avenue, SW, Washington, D.C. Beginning in 1997 and continuing through August 18, 2007, when NCIS agents executed a search warrant at Papagno's home, Papagno routinely took home computer and office equipment after work without being detected. Among the items Papagno admitted stealing over a 10-year period were:

- more than 100 personal computers;
- 167 computer keyboards;
- 275 computer mice;
- 712 computer power supply cords;
- 86 USB/Firewire cables;
- 80 computer monitors;
- 187 printer toner cartridges;
- 4,842 pieces of computer software; and
- 6,997 pieces of computer storage media.

Pursuant to the plea agreement, the parties agreed that the actual value of all the items -- at the time they were stolen from the Navy -- was at least \$120,000.

As reflected in the Statement of the Offense, the property was taken by Papagno for his personal benefit and for the benefit of friends and family members of friends. Although a small number of items were either sold or traded by Papagno, or given to family and friends as gifts, most of the equipment was recovered by NCIS agents during the search of Papagno's home and hauled away in a large semi-trailer truck at the time of the search.

#### U.S. Attorney's Office Website

The United States Attorney's Office maintains a website with additional information concerning Office personnel and activities. The Court Reports are also posted on this website and you can view and obtain a copy of the Court Report for each of the seven police districts. The U.S. Attorney's Office website is <a href="www.DCcommunityprosecution.gov">www.DCcommunityprosecution.gov</a>.

The Following Report, Titled "Papered Arrests"
Contains Details on Arrests and Charges Filed Against
Defendants in the Fourth District.

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/02/2008 01:45	08170397	THREATS TO DO BODILY HARM -MISD	HARTFIELD, BOBBY I	2008CMD027863	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 6921 GEORGIA AVE, NW #105
	12/02/2008 21:07	08170767	POSS OF A CONTROL SUBSTANCE -MISD JOHN C. TRUONG	BANKS, ARAMIS W	2008CMD027969	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5800 GA AVE NW
	12/20/2008 15:15	08179529	Assault with Significant Bodily Injury DAVID B. KENT	SERRANO-DELEON, HENRY N	2008CF2029704	SC, FELONY MAJOR CRIMES SECTION 5764 GEORGIA AVE NW
	12/03/2008 17:45	08171153	THEFT SECOND DEGREE WILLIAM LA MARCA	HALMON, ARTHUR N	2008CMD028054	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 6514 GA AVE NW
	12/04/2008 11:45	08048865	MURDER I THOMAS A. GILLICE	PETROVIC, PEDRO	2008CF1028189	SC, HOMICIDE SECTION 300 BLK OF RIGGS ROAD NE
	12/05/2008 06:09	08171879	THEFT SECOND DEGREE CRAIG T. FESSENDEN	JONES, ROBERT A	2008CMD028217	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 6514 GEORGIA AVE NW
	12/10/2008 17:45	08174548	POSS W/I TO DIST A CONTROL SUBSTANCE ADEMUYIWA T. BAMIDURO	CUFFEY, DENNISE L	2008CF2028634	SC, GENERAL CRIMES SECTION, FELONY UNIT

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/10/2008 18:50	08174848	POSS W/I TO DIST A CONTROL SUBSTANCE ADEMUYIWA T. BAMIDURO	CUFFEY, KATRINA M	2008CF2028632	SC, GENERAL CRIMES SECTION, FELONY UNIT 692 OGLETHORPE ST NE
402	12/14/2008 16:15	08176509	POSS OF A CONTROL SUBSTANCE -MISD CRAIG T. FESSENDEN	ROBERTS, RONNIE W	2008CMD028852	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 6600 BLK of 3rd Street NW
	12/15/2008 11:30	08999999	ROBBERY EDWARD A. O'CONNELL	CONLEY, MICHAEL	2008CF3029073	SC, FELONY MAJOR CRIMES SECTION On the metro at Takoma Park Metro Station, NW
402	12/17/2008 16:28	08177921	UNAUTHORIZED USE OF A VEHICLE	HARPER, VINCE M	2008CF2029276	SC, FELONY MAJOR CRIMES SECTION Kansas Ave and Peabody St NW, WDC
402	12/21/2008 19:15	08180117	SIMPLE ASSAULT HEATHER L. CARLTON	HARTFIELD, BOBBY I	2008CMD029656	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 6500 PINEYBRANCH RD NW
	12/27/2008 21:50	08182717	CARRY PISTOL W/O LIC - OUTSIDE HOME/BUSINESS	HARRIS, MICHAEL	2008CF2030172	SC, GENERAL CRIMES SECTION, FELONY UNIT 1209 Gallantin St., NW
	12/29/2008 20:10	08182895	ROBBERY JEREMY S. BARBER	SILVER, JONATHAN C	2008CF3030352	SC, FELONY MAJOR CRIMES SECTION

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/29/2008 21:35	08182895	ROBBERY JEREMY S. BARBER	JOHNSON, KEITH D	2008CF3030349	SC, FELONY MAJOR CRIMES SECTION 1371 Peabody St., NW
402	12/30/2008 19:00	08172989	THREATS TO DO BODILY HARM -MISD	ASHLEY, LAWRENCE	2008CMD030404	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 6645 GA Ave NW
	12/04/2008 23:30	08171781	SEXUAL SOLICITATION ZOE A. ANTWI	PATTERSON, ANDREW	2008CMD029588	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA & GALLITAN ST NW
403	12/04/2008 23:50	08171780	SEXUAL SOLICITATION KENDRA F. JOHNSON	EVEITON, BAKER N	2008CMD028194	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA AVE & GALLITAN ST NW
	12/05/2008 00:05	08171795	SEXUAL SOLICITATION STACEY M. BEACHUM	AHMADD, KAHLID	2008CMD029106	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA & GALLITAN ST NW
403	12/05/2008 00:25	08171803	SEXUAL SOLICITATION BRENDA C. WILLIAMS	AGUERO, LEONARDO	2008CMD029229	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA AVE & GALLITAN ST NW
	12/05/2008 00:57	08171815	SEXUAL SOLICITATION KENDRA F. JOHNSON	MENDOZA, ABRAHAN A	2008CMD028960	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA AVE & GALLITAN ST NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/05/2008 01:09	08171821	SEXUAL SOLICITATION REATHER R. PRATHER	MCEEWAN, BRIAN A	2008CMD028210	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA AVE & GALLITAN ST NW
	12/05/2008 01:25	08171825	SEXUAL SOLICITATION BRENDA C. WILLIAMS	AWA, LEWIS	2008CMD029587	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA AVE & GALLITAN ST NW Apt. 710
403	12/10/2008 19:48	08174581	POSS OF A CONTROL SUBSTANCE -MISD CRAIG T. FESSENDEN	KING, JAMES H	2008CMD028657	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 700 KENNEDY ST NW
	12/10/2008 21:07	08174627	POSS OF A CONTROL SUBSTANCE -MISD TIMOTHY J. MCDONALD	LOVE, DONNELL V	2008CMD028643	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5600 BLK OF 9TH ST NW
	12/11/2008 22:45	08175153	THEFT SECOND DEGREE LARA W. WORM	MILLS, CHELSEA P	2008CMD028733	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5227 GEORGIA AVE NW
	12/12/2008 00:54	08175715	SEXUAL SOLICITATION	DETERVILLE, KEN	2008CMD030383	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA AND GALLITION ST NW
	12/12/2008 01:32	08175734	SEXUAL SOLICITATION	AADMASSU, ASHEBIL	2008CMD030368	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GA AND GALLATIN ST NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/12/2008 23:52	08175680	SEXUAL SOLICITATION	MILLER, DAVID	2008CMD030121	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA AND GALLIATIN ST NW
	12/13/2008 01:12	08175726	SEXUAL SOLICITATION	JEMBREA, AMARE	2008CMD030381	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT GEORGIA AND GALLITIAN ST NW
	12/14/2008 22:45	08176648	ASSAULT ON A POLICER OFFICER-DANG WEAPON STEPHANIE M. CAROWAN	REYES, JUAN	2008CMD028871	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5515 7TH ST NW
403	12/15/2008 20:30	08177083	THEFT SECOND DEGREE HEATHER L. CARLTON	BRYANT, RONALD N	2008CMD029015	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 955 Longfellow Street NW
403	12/16/2008 18:52	08177518	POSS OF A CONTROL SUBSTANCE -MISD TIMOTHY J. MCDONALD	JOHNSON, TERRY W	2008CMD029186	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 4900 BLK OF FIRST ST NW
403	12/17/2008 22:54	08178105	CARRY PISTOL W/O LIC - OUTSIDE HOME/BUSINESS	PLATER, VERNON	2008CF2029267	SC, FELONY MAJOR CRIMES SECTION 4804 3rd Street, NW, WDC
	12/19/2008 23:30		POSS W/I TO DIST A CONTROL SUBSTANCE	WALL, DELONTE	2008CF2029469	SC, GENERAL CRIMES SECTION, FELONY UNIT 5009 First Street NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/20/2008 08:30	08179679	ASSAULT ON A POLICER OFFICER-DANG WEAPON ALLISON L. BARLOTTA	FYE, AARON S	2008CMD029696	SC, FELONY MAJOR CRIMES SECTION
	12/20/2008 08:30	08179679	ASSAULT ON A POLICER OFFICER-DANG WEAPON ALLISON L. BARLOTTA	CAMARTE, AUBREY	2008CMD029698	SC, FELONY MAJOR CRIMES SECTION
403	12/20/2008 15:00	08179523	CARRY PISTOL W/O LIC - OUTSIDE HOME/BUSINESS ALLISON L. BARLOTTA	THOMPSON, MICHAEL J	2008CF2029634	SC, GENERAL CRIMES SECTION, FELONY UNIT Front of 1358 Madison St., NW
	12/23/2008 00:20	08180739	CARRY PISTOL W/O LIC - OUTSIDE HOME/BUSINESS MARK MALDONADO	SILVER, FRANK G	2008CF2029829	SC, GENERAL CRIMES SECTION, FELONY UNIT 4819 14th Street, NW
404	12/01/2008 14:20	08170118	UNLAWFUL ENTRY DARRYL FOX	GOODALL, CARLOS T	2008CMD027867	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT Rite Aid Store, 5600 Georgia Ave., NW, Washington D.C. 20011
404	12/01/2008 16:25	08170170	POSS OF A CONTROL SUBSTANCE -MISD EDWARD J. LOYA	CARLTON, LAFONTE	2008CMD027895	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 4021 9TH ST NW
404	12/03/2008 18:43	08171197	POSS DRUG PARAPHERNALIA W/I TO USE LARA W. WORM	TESSMA, MESSELE	2008CMD029214	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 4626 14TH ST NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
404	12/03/2008 19:36	08171223	POSS OF A CONTROL SUBSTANCE -MISD JONATHAN MARX	PAYTON, MICHAEL G	2008CMD029215	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 4400 GA AVE NW
	12/03/2008 21:30	08171276	SALE DRUG PARAPHERNALIA KATHRYN WARD	WORKU, MASTEWAL	2008CMD029217	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 4400 BLK GA AVE NW
404	12/04/2008 16:37	08171659	CARRY PISTOL W/O LIC - OUTSIDE HOME/BUSINESS EDWARD A. O'CONNELL	ELLIOTT, WILLARD L	2008CF2028149	SC, FELONY MAJOR CRIMES SECTION 4323 IOWA AVE NW
404	12/05/2008 16:20	08172119	POSS OF A CONTROL SUBSTANCE -MISD IGNACIO PEREZ DE LA CRUZ	TUCKER, KEVIN T	2008CMD029585	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 1300 BLK QUINCY ST NW
404	12/05/2008 18:19	08172176	POSS W/I TO DIST A CONTROL SUBSTANCE KAREN A. RICH	SMALL, ALLEN L	2008CF2028290	SC, GENERAL CRIMES SECTION, FELONY UNIT 4200 Georgia Ave
404	12/05/2008 19:20	08172237	POSS W/I TO DIST MARIJUANA-MISD JONATHAN MARX	ESCOBAR, ALEXANDER	2008CMD028292	SC, GENERAL CRIMES SECTION, FELONY UNIT 4400 block 5th St NW
404	12/12/2008 17:50	08175496	POSS OF A CONTROL SUBSTANCE -MISD JOHN C. TRUONG	ROBINSON, TANYA W	2008CMD030106	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT UNIT BLK OF HAREWOOD RD NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/12/2008 17:50	08175496	POSS OF A CONTROL SUBSTANCE -MISD KATHRYN WARD	BAYLOR, PAMELA	2008CMD028802	SC, FELONY MAJOR CRIMES SECTION unit block of Harewood St., N.E.
404	12/13/2008 14:17	08175966	POSS OF A CONTROL SUBSTANCE -MISD KATHRYN WARD	MCADAM, JENNIFER A	2008CMD028956	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 3700 13TH ST NW
404	12/13/2008 17:55	08176088	DIST OF A CONTROLLED SUBSTANCE	CARBAGAL, CARLOS A	2008CF2028955	SC, GENERAL CRIMES SECTION, FELONY UNIT 3900 Block of 14th St., NW
404	12/13/2008 18:01	08176088	DIST OF A CONTROLLED SUBSTANCE	RAMOS, JOSE A	2008CF2028952	SC, GENERAL CRIMES SECTION, FELONY UNIT
404	12/15/2008 18:43	08177016	THEFT SECOND DEGREE HEATHER L. CARLTON	BROWN, KEVIN R	2008CMD029075	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 633 INDIANA AVE NW
	12/15/2008 21:14	08176843	SIMPLE ASSAULT	ROBERTS, JAMES	2008CMD029061	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 200 BLK WEBSTER ST NW
404	12/16/2008 18:10	08177513	CONTEMPT KIMBERLY M. SHARTAR	EVEITON, BAKER N	2008CMD029190	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 3700 NEW HAMPSHIRE AVE NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/17/2008 06:00	08176873	SIMPLE ASSAULT WILLIAM LA MARCA	YATES, DELONTE	2008CMD029170	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 500 INDIANA AVE NW
	12/17/2008 17:30	08177945	POSS OF A CONTROL SUBSTANCE -MISD JONATHAN MARX	BOTTOMS, DEANDRE M	2008CMD029289	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 800 RANDOLPH ST NW
	12/19/2008 17:48		POSS W/I TO DIST A CONTROL SUBSTANCE	JHINGORY, JOSEPH A	2008CF2029537	SC, GENERAL CRIMES SECTION, FELONY UNIT 4618 5th street nw
	12/24/2008 00:10	08181189	POSS OF A CONTROL SUBSTANCE -MISD JOHN C. TRUONG	TREJOS, ISREAL N	2008CMD029937	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 900 BLK OF RANDOLPH ST NW
	12/24/2008 00:10	08181189	POSS PROHIBITED WEAPON -BLACKJACK JOHN C. TRUONG	IVAN, MARRONQUIN	2008CMD029938	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 900 BLK RANDOLPH ST NW
404	12/24/2008 19:20	08181520	CARRY PISTOL W/O LIC - OUTSIDE HOME/BUSINESS	KEITT, WILLIAM E	2008CF2029967	SC, GENERAL CRIMES SECTION, FELONY UNIT 3700 block Georgia Ave NW
	12/25/2008 23:55	08181931	ASSAULT WITH A DANGEROUS WEAPON ALLISON L. BARLOTTA	VILLANVEVA- CALDERON, NELSON	2008CF2030022	SC, FELONY MAJOR CRIMES SECTION F/O 3931 14TH ST NW

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/28/2008 01:10	08182820	CARRY PISTOL W/O LIC - OUTSIDE HOME/BUSINESS	RAMOS, JOSE M	2008CF2030166	3917 Georgia Ave., NW
404	12/31/2008 11:35		POSS OF A CONTROL SUBSTANCE -MISD	CARAPIET, ARAM R	2009CMD000042	SC, GENERAL CRIMES SECTION, FELONY UNIT 4532 Georgia Avenue, NW
	12/31/2008 22:00	08184582	ASSAULT W/I TO ROB DAVID B. KENT	MOORE, ALONZO	2009CF2000009	SC, FELONY MAJOR CRIMES SECTION 3906 14th Street, NW
405	12/01/2008 05:40	08170212	POSS OF A CONTROL SUBSTANCE -MISD KATHRYN WARD	KELLY, BRADLEY	2008CMD027836	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT UNIT BLOCK OF HAMILTON ST NE
405	12/02/2008 10:40	08167215	ASSAULT W/I TO ROB DAVID B. KENT	HUGES, KENNETH	2008CF2027950	SC, FELONY MAJOR CRIMES SECTION
405	12/03/2008 16:03	08171106	SIMPLE ASSAULT IGNACIO PEREZ DE LA CRUZ	LUCAS, VALBERT W	2008CMD028041	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5100 4th Street NE (Fort Totten Metro Station)
405	12/05/2008 17:29	08172182	ASSAULT ON A POLICER OFFICER-DANG WEAPON LARA W. WORM	DAWKINS, LEVON N	2008CMD028268	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT Rear of 5100 4th st ne

PSA	ARREST DATE	CCN	PAPERD LEAD CHARGE & AUSA'S NAME	DEFENDANT'S NAME	PAPERED CASES	SECTION ASSIGNMENT & LOCATION OF OFFENSE
	12/05/2008 20:40	08172270	POSS OF A CONTROL SUBSTANCE -MISD CRAIG T. FESSENDEN	HOLLY, LYNDON F	2008CMD029592	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 300 BLK HAWAII AVE NE
	12/08/2008 20:15	08173610	POSS OF A CONTROL SUBSTANCE -MISD HEATHER L. CARLTON	RASHID, HANEEF	2008CMD029729	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 5048 6TH PL NE
405	12/09/2008 12:30	08145699	ASSAULT WITH A DANGEROUS WEAPON EDWARD A. O'CONNELL	REID, ORAL	2008CF2028478	SC, FELONY MAJOR CRIMES SECTION 5393 Chillum Place, NE
	12/10/2008 22:30	08174666	ASSAULT ON A POLICER OFFICER-DANG WEAPON TERRY EATON	DICKSON, TYRONE S	2008CMD028620	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 600 EMERSON ST NE
405	12/11/2008 15:30	08174949	SIMPLE ASSAULT JONATHAN MARX	HARRISON-SPEARS, SHARON	2008CMD028676	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT 21 RIGGS RD NE
405	12/18/2008 17:02	08178422	POSS OF A CONTROL SUBSTANCE -MISD CRAIG T. FESSENDEN	NOLEN, DACO E	2008CMD029447	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT UNIT BLK HAMILTON ST NE
405	12/18/2008 17:10	08178422	POSS OF A CONTROL SUBSTANCE -MISD CRAIG T. FESSENDEN	REED, CHRISTOPHER A	2008CMD029445	SC, GENERAL CRIMES SECTION, MISDEMEANOR UNIT UNIT BLK HAMILTON ST NE